

MINUTES

COUNCIL ADMINISTRATOR FORM OF GOVERNMENT FOR AIKEN COUNTY

COUNCIL CHAMBERS, 736 RICHLAND AVENUE, W., AIKEN, S. C.

REGULAR MEETING – MARCH 2, 2004 – 7:00 P. M.

(A) CALL TO ORDER

Determining that a quorum was present, Chairman Young called the meeting to order.

Council Members present:

Chairman Ronnie Young
Kathy Rawls
Scott Singer
LaWana McKenzie
Chuck Smith
Eddie Butler
Charles Barton
Rick Osbon
Willar H. Hightower, Jr.

Also present:

J. Clay Killian, County Administrator
Lawrence Brown, Assistant County Attorney
Joan Donnelly, Assistant County Administrator

(B) INVOCATION

Councilman Hightower led in the invocation.

(C) PLEDGE OF ALLEGIANCE

Councilman Osbon led in the Pledge of Allegiance.

(D) APPROVAL OF MINUTES

1. February 17, 2004 Worksession
2. February 17, 2004 Regular Meeting
 - a. Councilman Smith made a motion to approve the minutes. Councilwoman McKenzie seconded.
 - b. The minutes were approved by unanimous vote.

(E) APPROVAL OF AGENDA

- a. Councilwoman McKenzie made a motion to amend and approve the agenda as follows:
 1. Consent Item 7 – Insert the name of Beam's Pavement as the contracting company.
 2. Add Consent Item 11 – Proposed Resolution To Waive Certain Sign Limits for a Free Standing Sign for the Mansfield Oil Company Location at 3446 Jefferson Davis Highway.

3. Add Consent Item 12 – Proposed Resolution To Authorize the Council Chairman to Execute Third Party Agreements, Performance Bonds, and Payment Bonds for the Completion of Mt. Zion Road, Fields Cemetery Road, Old Graniteville Road, Springdale Road, and Sandy Ridge Road.
 4. Add Consent Item 13 – Proposed Resolution Expressing Condolences to the Family of Coroner Sue Royal Townsend and Recognizing the Legacy of Her Contributions to the Aiken County Coroner's Office.
- b. Councilman Butler seconded the amendments. The amended agenda was approved by unanimous vote.

(F) OLD BUSINESS

1. Proposed Resolution to Appoint One Person to the Capital Projects Sales Tax Commission. (County Council)
 - a. Councilwoman Rawls made a motion to approve the appointment of the Honorable Tommy Williams, Mayor of the Town of Perry. Councilwoman McKenzie seconded.
 - b. The appointment passed by unanimous vote.

(G) CONSENT AGENDA/INTRODUCTION OF ORDINANCES FOR FIRST READING

I. REGULAR CONSENT AGENDA

1. Proposed Resolution to Appoint One Member to Designated Boards, Commissions and Committees with Terms of the Appointees to Run Concurrent with that of the Councilmember from Districts 1, 2, 3, 4, 5, 6, and 7 (Rawls, Singer, McKenzie, Smith, Butler, Barton, Osbon)
2. Proposed Resolution to Approve the Allocation of Funds for Various Non Profit Agencies from the FY 2004 Council Contingency Fund. (County Council)
3. Proposed Resolution to Accept a Deed and Certificate of Title for Pathfinder Lane (C-2534) and a Detention Pond in The Village Two at Beaver Creek, Section II Located in Council District 3. (McKenzie)
4. Proposed Resolution to Direct that Speed Limit Signs be Erected on Cassel Street (C-434) Located in Council 2. (Singer)
5. Proposed Resolution to Authorize the County Administrator to Dispose of Surplus Property. (Development Committee)
6. Proposed Resolution to Authorize the Council Chairman to Enter into an Agreement with Cintas for Rental Uniforms for the Public Works Department. (Development Committee)
7. Proposed Resolution to Authorize the Council Chairman to Enter into an Agreement with Beam's Pavement for the Bettis Academy Road Widening. (Development Committee)

II. CONSENT AGENDA/INTRODUCTION OF ORDINANCES FOR FIRST READING

8. Proposed Ordinance to Consent to the Transfer of Control of the Holder of the Franchise to Operate a Cable Television System in Aiken County by Pond Branch Cable, Inc (aka PBT Cable Services, Inc) to Rock Hill Telephone Company.
(Development Committee)
9. Proposed Ordinance Authorizing: (1) the Execution and Delivery of a Fee in Lieu of Tax Agreements by and Between Aiken County, South Carolina (“Aiken County”) and Kimberly-Clark Corporation (the “Company”), Pursuant to Which Aiken County Shall Covenant in Such Agreement to Accept Certain Fees in Lieu of Ad Valorem Taxes; (2) the Benefits of a Multi-County Park to be Made Available to the Company; and (3) Other Matters Relating Thereto.
(County Council)
10. Proposed Ordinance to Authorize the Council Chairman to Execute an Easement to SCE&G for 7.5 Feet Along the Western Side of the Judicial Center Parking Lot on the Corner of Park Avenue and Chesterfield Street in the City of Aiken, South Carolina.
(Development Committee)
11. Proposed Resolution To Waive Certain Sign Limits for a Free Standing Sign for the Mansfield Oil Company Location at 3446 Jefferson Davis Highway.
(ADDITION)
12. Proposed Resolution To Authorize the Council Chairman to Execute Third Party Agreements, Performance Bonds, and Payment Bonds for the Completion of Mt. Zion Road, Fields Cemetery Road, Old Graniteville Road, Springdale Road, and Sandy Ridge Road.
(ADDITION)
13. Proposed Resolution Expressing Condolences to the Family of Coroner Sue Royal Townsend and Recognizing the Legacy of Her Contributions to the Aiken County Coroner’s Office.
(ADDITION)
 - a. Councilman Singer made a motion to approve the Consent Agenda. Councilwoman Rawls seconded.
 - b. The Consent Agenda was approved by unanimous vote.

(H) PUBLIC PRESENTATIONS

1. Presentation to Aiken County Litter Control Officers.
(Ms. Sarah Robinson, Palmetto Pride)
 - a. Following a brief overview of the Palmetto Pride Program, Ms. Robinson and the Honorable J. Roland Smith presented a grant check for \$2,500 to Mr. Rodney Cooper, Chief Litter Control Officer for Aiken County. The funds will be used to continue litter programs throughout Aiken County.

(I) ITEMS FOR INFORMATION AND THE PUBLIC RECORD

1. Fiscal Year 2004 Aiken County Contingency Report as of February 18, 2004.
2. Monthly Statement of Revenues, Expenditures, and Cash Position, General Fund of Aiken County for the Month Ending July 31, 2003 and December 31, 2003.

(J) INFORMAL MEETING OF WHOLE

- a. Mr. Eddie Seigler addressed Council for a second time about the noise coming from a daycare facility located next to his home.
- b. Mr. Killian stated that he had discussed the matter with Sheriff Hunt and that the Sheriff's Office did not view the matter as a law enforcement issue.
- c. Council requested that the decibel level be checked and that staff and the County Attorney discern who the enforcement agency would be in this matter.
- d. Councilman Hightower made a motion to recess for Executive Session. Councilman Singer seconded.
- e. The motion to recess for Executive Session passed by unanimous vote.

RECESSED – 7:18 P. M.

(K) EXECUTIVE SESSION

1. Legal Matters:
 - a. Status Report on Pending Litigation, Legal Claims and Legal Advice.
(County Attorney) (Verbal)
2. Contractual Matters:
3. Personnel Matters:

RECONVENED – 8:30 P. M.

- a. Following Executive Session, Councilman Osbon made a motion to pass the following Resolution:

“To Add County Employees Appointed by the Aiken County Legislative Delegation to the County Pay Grade Plan”
- b. Councilman Smith seconded the motion. The Resolution was approved by unanimous vote.

- c. Councilman Smith made a motion to adjourn the meeting. Councilman Osbon seconded.
- d. Motion to adjourn passed by unanimous vote.

(L) ADJOURNMENT – 8:33 P. M.

Respectfully submitted,

SIGNED:

Tamara Sullivan, Council Clerk

Ronnie Young, Chairman